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Attorneys for Plaintiff  
**KAITLYN SHEPARDSON**

**UNITED STATES DISTRICT COURT**

# **NORTHERN DISTRICT OF CALIFORNIA**

KAITLYN SHEPARDSON,  
individually, and on behalf of other members of  
the general public similarly situated.

Case No. 3:15-cv-05102-EMC  
(San Mateo Superior Court CIV 535091)

Hon. Edward M. Chen / Room 5

## CLASS ACTION

**JOINT STIPULATION AND  
[PROPOSED] ORDER TO CONTINUE  
CASE MANAGEMENT CONFERENCE**

[Pursuant to Local Rules 7-12, 16.2(e)]

Date: December 8, 2017  
Time: 1:30 p.m.  
Room: 5

Complaint Filed: August 18, 2015  
FAC Filed: October 2, 2015

1 Plaintiff Kaitlyn Shepardson (“Plaintiff”) and Defendant Adecco USA, Inc. (“Adecco” or  
2 “Defendant”) (collectively, the “Parties”), through their respective counsel of record, stipulate and  
3 agree as follows:

4 WHEREAS, Plaintiff filed the proposed class action on or about August 18, 2015.

5 Defendant removed the action to this Court and filed a Motion to Compel single plaintiff  
6 arbitration pursuant to the Dispute Resolution Agreement between the parties. The Court granted  
7 Defendant’s Motion to Compel single plaintiff arbitration pursuant to the arbitration agreement,  
8 which contains a class action waiver.

9 WHEREAS, after the Court ruled on the Motion to Compel in this case, the Ninth Circuit  
10 Court of Appeal in *Morris v. Ernst Young* held that class action waivers in arbitration agreements  
11 violate the National Labor Relations Act. The United States Supreme Court granted review of the  
12 *Morris v. Ernst Young* decision to resolve the enforceability of class action waivers in arbitration  
13 agreements in light of the National Labor Relations Act. This matter was stayed pending  
14 resolution of this issue as it may impact whether the class action waiver in this case is valid.

15 WHEREAS, the Supreme Court held oral argument on October 2, 2017, and, as of the date  
16 of this submission, the Supreme Court has yet to render a decision.

17 WHEREAS, the Court recently rescheduled the next case management conference in this  
18 matter for December 8, 2017, and counsel for Adecco has a conflict on that date due to a prepaid  
19 full-day wage and hour seminar in Los Angeles.

20 WHEREAS, Plaintiff’s counsel will be traveling out of the country for the holidays from  
21 December 21, 2017 to January 9, 2018.

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1           **IT IS THEREFORE STIPULATED BY THE PARTIES, THROUGH THEIR**  
2           **RESPECTIVE COUNSEL OF RECORD** that, subject to Court approval, to allow the Supreme  
3           Court to rule and to take into consideration the unavailability of counsel, that the case management  
4           conference be continued to a date between December 11 and 20, 2017, or after January 9, 2018.

5           **IT IS SO AGREED:**

6           Dated: November 30, 2017

**RIGHETTI – GLUGOSKI, P.C.**  
Matthew Righetti  
John Glugoski  
Michael Righetti

9           By: /s/ John Glugoski  
John Glugoski  
10          Attorneys for Defendant  
11          KAITLYN SHEPARDSON

12          Dated: November 30, 2017

**BRYAN CAVE LLP**  
Julie E. Patterson  
Julie W. O'Dell  
Steven A. Witt

15          By: /s/ Julie E. Patterson  
Julie E. Patterson  
16          Attorneys for Defendant  
17          ADECCO USA, INC.

18           **SIGNATURE CERTIFICATION**

19          I hereby certify that I have obtained counsel's authorization to affix his electronic signature  
20          to this document.

22          /s/ Julie E. Patterson  
Julie E. Patterson  
23          BRYAN CAVE LLP  
24          Attorneys for Defendant ADECCO USA, INC.

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2                   **[PROPOSED] ORDER**

3                   **PURSUANT TO GOOD CAUSE, THE COURT HEREBY ORDERS** that the Case  
4 Management Conference, now scheduled for December 8, 2017, is continued and shall be  
5 scheduled to take place on 2/1/18 at 10:30 a.m./p.m.

6                   **IT IS SO ORDERED.**

7                   DATED: 11/30, 2017



**PROOF OF SERVICE**  
CCP 1013a(3) Revised 5/1/88

**STATE OF CALIFORNIA, COUNTY OF ORANGE**

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is: 3161 Michelson Drive, Suite 1500, Irvine, CA 92612-4414.

On November 30, 2017, I caused the following document(s) described as:

**JOINT STIPULATION AND [PROPOSED] ORDER TO CONTINUE CASE  
MANAGEMENT CONFERENCE**

to be served on all interested parties in this action as follows:

Matthew Righetti, Esq. John Glugoski, Esq. Michael Righetti, Esq. <b>Righetti – Glugoski, P.C.</b> 456 Montgomery St., Ste. 1400 San Francisco, CA 94104	<b>Attorneys for Plaintiff</b> <b>Kaitlyn Shepardson</b> Phone: (415) 983-0900 Fax: (415) 397-9005 E-mail: matt@righettilaw.com jglugoski@righettilaw.com mike@righettilaw.com
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BY CM/ECF NOTICE OF ELECTRONIC FILING: I caused said document(s) to be served by means of this Court's electronic transmission of the Notice of Electronic filing through the Court's transmission facilities, to the parties and/or counsel who are registered CM/ECF Users set forth in the service list obtained from this Court.

FEDERAL - I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on November 30, 2017, at Irvine, California.

/s/ Julie E. Patterson  
Julie E. Patterson